

IN THE UNITED STATES DISTRICT COURT FOR
THE MIDDLE DISTRICT OF ALABAMA

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Cleveland Berry 217872 ~~2009 FEB -3~~)
Full name and prison number)
of plaintiff(s))

v.

DEBRA P. HACKETT, CLK
U.S. DISTRICT COURT
MIDDLE DISTRICT

CIVIL ACTION NO. 1:09 cv 88 - WHA

) (To be supplied by Clerk of
U.S. District Court)

Houston County _____)

Houston County Commissioner _____)

Deputy. Henry _____)

Deputy. Chancery _____)

Deputy. Magister _____)

Name of person(s) who violated
your constitutional rights.
(List the names of all the
persons.) _____)

I. PREVIOUS LAWSUITS

A. Have you begun other lawsuits in state or federal court
dealing with the same or similar facts involved in this
action? YES () NO ()

B. Have you begun other lawsuits in state or federal court
relating to your imprisonment? YES () NO ()

C. If your answer to A or B is yes, describe each lawsuit
in the space below. (If there is more than one lawsuit,
describe the additional lawsuits on another piece of
paper, using the same outline.)

1. Parties to this previous lawsuit:

Plaintiff(s) _____

Defendant(s) _____

2. Court (if federal court, name the district; if
state court, name the county) _____

3. Docket number _____

4. Name of judge to whom case was assigned _____

5. Disposition (for example: Was the case dismissed?
Was it appealed? Is it still pending?) _____

6. Approximate date of filing lawsuit _____

7. Approximate date of disposition _____

III. PLACE OF PRESENT CONFINEMENT

PLACE OF INSTITUTION WHERE INCIDENT OCCURRED

III. NAME AND ADDRESS OF INDIVIDUAL(S) YOU ALLEGE VIOLATED YOUR CONSTITUTIONAL RIGHTS.

NAME

ADDRESS

5. *What is the best way to increase the number of people who use a particular service?*

6. *Leucosia* *leucostoma* *leucostoma* (Fabricius)

IV. THE DATE UPON WHICH SAID VIOLATION OCCURRED _____

v. STATE BRIEFLY THE GROUNDS ON WHICH YOU BASE YOUR ALLEGATION THAT YOUR CONSTITUTIONAL RIGHTS ARE BEING VIOLATED:

GROUND ONE: On Jan 13, 2009 I was asked by Officer Hager, Officer Leary to kind of score a group

STATE BRIEFLY THE FACTS WHICH SUPPORT THIS GROUND. (State as best you can the time, place and manner and person involved.)

of children that was coming threw the jail on a tour, me along with 3 other inmates, James Dean, Rodney Caliste, and Johnny Bradley. Officer Hogler along with officer Cheaney told us it was ok to put on a play for the teenagers. Once the play began

GROUND TWO: Officer Leary shot me in the back

with his taser gun the play entered the right

SUPPORTING FACTS: Side of my back, I fell to the ground, I told officer Leary it was a play, he helped me up off the ground and said he was sorry. Officer Leary said he was sorry again and asked me was it ok, he said he didn't know.

Sgt. Buckman asked me was it ok. Then she told

GROUND THREE: Officer Leary that they would come

up with some kind of report saying the taser

SUPPORTING FACTS: just went off. The officer's then

Come back into the pod later on and said we

were going to lock up because Sgt. Jones wanted us

to go to justify them using the taser gun.

We was put in lock up together same cell, wrote a

Major Disciplinary for Disobeying a Direct order and Assault on
another Inmate fighting. Officer Hogler and officer Cheaney wrote
~~—~~ that we come up with that on our own, and they
told us not to do it. As this was taking place officer
Hogler was telling Sgt. Buckman what we was doing. She
told us to put her, along with officer Shelly on our
Disciplinary for a witness. The next morning while in
lock up I write the commander about what went on and
~~a~~ Sgt. Buckman, officer Leary went to him and notified
him the the two officer's were lying he let us out of

gave me my Cell back and my Bed back, The Commander told a officer to Come and inform us that he was doing a full Investigation of the whole Incident, He Also The two officer were possibly facing a felony Charge for giving Sworn Statements and lying to him. While I was up I wrote a request to go to see the Doctor because I hurt my Hip in the process they Didn't See me until the next Day a Day later I was Shipped to Kilby Corr facility.

VI. STATE BRIEFLY EXACTLY WHAT YOU WANT THE COURT TO DO FOR YOU. MAKE NO LEGAL ARGUMENT. CITE NO CASES OR STATUTES.

I would like for something to be done about my Coel
an unsual punishment the way they did me. I Also
would like for them to pay my Doctor Bills

Cleveland Berry
Signature of plaintiff(s)

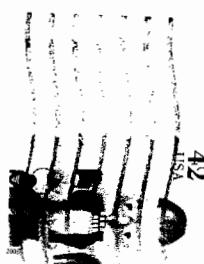
I declare under penalty of perjury that the foregoing is true and correct.

EXECUTED on 1/29/2009.
(Date)

Cleveland Berry
Signature of plaintiff(s)

Cleveland Henry #217872
P.O Box 150
Mount Meigs Al. 36057

Legal
Mail



U.S District Clerk
Debra Hackett
P.O Box 711
Montgomery Al. 36101

U.S. DISTRICT CLERK'S OFFICE
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